

OCT 28 2002  
PATENT & TRADE

RCE/1651 \$  
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PTO/SB/30 (10-01)  
Approved for use through 10/31/2002. OMB 0651-0031  
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<b>REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL</b>  Address to: Commissioner for Patents Box RCE Washington, DC 20231	<b>Application Number</b>	09/582,482
	<b>Filing Date</b>	October 13, 2000
	<b>First Named Inventor</b>	Richard Derosé et al
	<b>Group Art Unit</b>	1651
	<b>Examiner Name</b>	Irene Marx
	<b>Attorney Docket No.</b>	5500*48

This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application.  
Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

1. **Submission required under 37 CFR 1.114**

a. ☐ Previously submitted

i. ☐ Consider the amendment(s)/reply under 37 CFR 1.116 previously filed on \_\_\_\_\_  
(Any unentered amendment(s) referred to above will be entered).

ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on \_\_\_\_\_

iii. ☐ Other \_\_\_\_\_

b. ☒ Enclosed

i. ☒ Amendment/Reply

ii. ☐ Affidavit(s)/Declaration(s)

iii. ☐ Information Disclosure Statement (IDS)

iv. ☐ Other \_\_\_\_\_

2. **Miscellaneous**

a. ☐ Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of \_\_\_\_\_ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(i) required)

b. ☒ Other Request For Extension Of Time For Reply

3. **Fees** The RCE fee under 37 CFR 1.17 (a) is required by 37 CFR 1.114 when the RCE is filed.

a. ☐ The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. \_\_\_\_\_

i. ☐ RCE fee required under 37 CFR 1.17(e)

ii. ☐ Extension of time fee (37 CFR 1.136 and 1.17)

iii. ☐ Other \_\_\_\_\_

b. ☒ Check in the amount of \$ 1,140.00 enclosed

c. ☐ Payment by credit card (Form PTO-2038 enclosed)

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SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED			
Name (Print/Type)	Liza D. Hohenschutz	Registration No. (Attorney/Agent)	33,712
Signature	<i>Liza D. Hohenschutz</i>	Date	October 21, 2002



Attorney's Docket No.: 5500\*48

TO: ASSISTANT COMMISSIONER FOR PATENTS  
BOX RCE  
WASHINGTON, DC 20231

<b>TRANSMITTAL FORM</b>	<b>Applicant(s):</b>	Richard Derose et al
	<b>Serial No.:</b>	09/582,482
	<b>Filing Date:</b>	October 13, 2000
	<b>Group Art Unit:</b>	1651
	<b>Examiner:</b>	Irene Marx

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ENCLOSURES	
<input checked="" type="checkbox"/> Request for Continued Examination Transmittal	<input checked="" type="checkbox"/> Amendment/Response
<input type="checkbox"/> Associate Power of Attorney	<input checked="" type="checkbox"/> Petition for Extension of Time (2 months)
<input type="checkbox"/> Response to Missing Parts:	<input type="checkbox"/>
<input type="checkbox"/> Declaration for Patent Application	<input type="checkbox"/> Appeal Brief <input type="checkbox"/> Reply Brief
<input type="checkbox"/> Genetic Sequence Listing	<input type="checkbox"/>
<input type="checkbox"/>	<input type="checkbox"/> Other Enclosures:
	<input type="checkbox"/>

**FEE AUTHORIZATION**

The estimated fee due in the above application is \$1,140.00 (for a two month extension of time and Request for Continued Examination). A check in the amount of the fee is enclosed. The Commissioner is hereby authorized to charge any fees which may be required in connection with this correspondence, or credit any overpayment to Deposit Account No. 03-2775. This sheet is submitted in duplicate.

Liza D. Hohenschutz, Reg. No. 33,712  
Attorney for Applicant(s)

Date: October 21, 2002

**CONNOLLY BOVE LODGE  
& HUTZ LLP**  
P.O. Box 2207  
Wilmington, Delaware 19899  
(302) 888-6420

<p align="center"><b>Certificate of Mailing</b></p> <p>I hereby certify that this correspondence is being deposited on <u>October 21, 2002</u> with the U.S. Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Box RCE, Washington, DC 20231.</p> <p> Amy L. Hamm</p>
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BOX RCE

CERTIFICATE OF MAILING (37 CFR 1.8 (a)).

I hereby certify that the attached papers or fee is being deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to:  
Box RCE, Assistant Commissioner for Patents, Washington, DC 20231.

10/21/02  
(Date)

Amy L. Hamm  
(Printed Name)

Amy L. Hamm  
(Signature)

C/S  
1/13/02

Atty. Docket #: 5500\*48

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT: Richard Derosé *et al.*

SERIAL NO: 09/582,482

ART UNIT: 1651

FILED: October 13, 2000

EXAMINER: I. Marx

FOR: "Method For Enzymatic Preparation  
Of Homogentisate"

Assistant Commissioner for Patents  
Washington, D.C. 20231

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Sir:

AMENDMENT

Prior to a first Official Action, please amend the above-identified application as follows.

In the claims:

1. (twice amended) Method for enzymatic preparation of homogentisate (HMO) from 4-hydroxypyruvate (HPP), characterized in that it consists in carrying out, in a suitable reaction medium, the following enzymatic reactions:
- enzymatic conversion of HPP into 4-hydroxyphenylacetate (HPA) with a first suitable enzyme, then
  - enzymatic conversion of HPA into HMO with a second suitable enzyme,
- wherein said method is carried out in the presence of a 4-hydroxyphenylpyruvate dioxygenase (HPPD) inhibitor in said suitable reaction medium.

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